IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.23801 of 2008
JITU RAI
Versus
STATE OF BIHAR

2/ 10.07.2008 Heard learned counsel for the petitioner and learned APP for the State.

Petitioner Jitu Rai apprehending his arrest in Parihar P.S. Case No. 72 of 2006, registered under Sections 363, 366(A)/34 and 395 of the IPC, who has been refused anticipatory bail by the Sessions Judge, Sitamarhi, has filed this petition for anticipatory bail.

It has been submitted that earlier for kidnapping of the same Shital Kumari, the petitioner was implicated in Parihar P.S. Case No. 47 of 2006, for which on consideration of merit that shital Kumari and this petitioner being husband and wife, the petitioner was granted anticipatory bail vide order dated 16.06.2008 passed in Cr. Misc. No. 22765 of 2008. Petitioner being the same, he is still residing with his wife.

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In the facts and circumstances, petitioner Jitu Rai is admitted to anticipatory bail and in the event of his arrest or surrender in the court below, petitioner shall be released on bail on execution of bail bonds of Rs. 10,000 (ten thousand) with two sureties of the like amount each to the satisfaction of A.C.J.M. Sitamarhi in connection with Parihar P.S. Case No. 72 of 2006 subject to the condition as laid down under Section 438 (2) Cr.P.C.

Sanjeet **(Subash Chandra Jha, J.)**